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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/768,382	01/29/2004	Jeff Bremmon	3156.17US02	3782

24113 7590 03/24/2005

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EXAMINER
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SZUMNY, JONATHON A

ART UNIT	PAPER NUMBER
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3632

DATE MAILED: 03/24/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

Application No.

10/768,382

Applicant(s)

BREMMON ET AL.

Examiner

Jon A Szumny

Art Unit

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 07 March 2005.
- 2a) ☒ This action is FINAL. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-21 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-21 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 07 March 2005 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_.
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_.

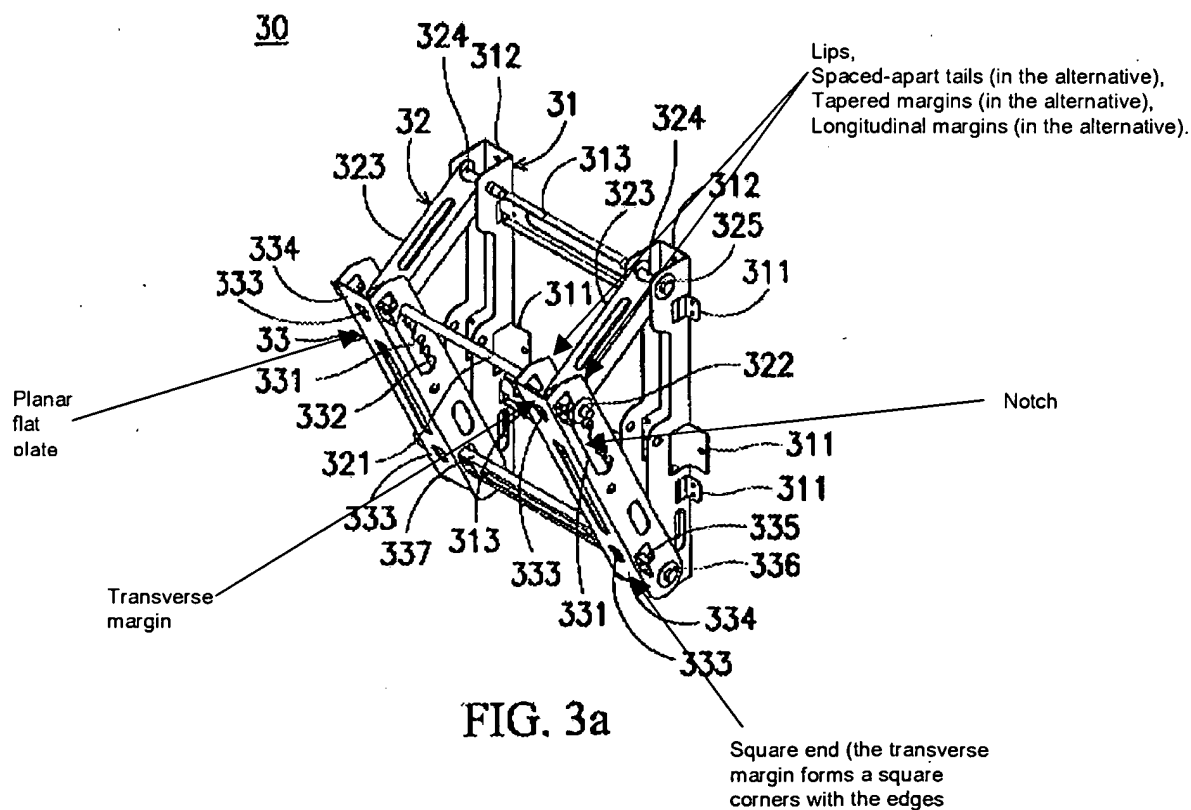
This is the second office action for application number 10/768,382, Universal Mount Bracket, filed on January 29, 2004.

The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

*Claim Rejections - 35 USC § 103*

Claims 1-14 are rejected under 35 U.S.C. 103(a) as being unpatentable over Peng et al.

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Regarding claims 1-4 and 8-11, Peng et al. '436 divulges a mount (above) for mounting a flat panel display (40) comprising a mount structure (312, left and right sides) shiftably coupled (via 323, left and right sides) to a pair of mount brackets/mount bracket set (334, left and right sides) each having a substantially planar flat plate (above) with a series of mounting bores (333) defined therein, wherein each bracket is a mirror image of the other mount bracket, wherein each bracket has a lip (above) formed along first and second longitudinal side margins.

With respect to claims 5 and 12, Peng et al. '436 alternatively teaches each mount bracket to have a square and opposed ends, the opposed end having a transverse margin and two spaced apart tails (above).

With respect to claims 6 and 13, Peng et al. '436 alternatively teaches each mount bracket to have a square and opposed ends, the opposed end having a transverse margin and a tapered margin adjacent the transverse margin (above).

With respect to claims 7 and 14, Peng et al. '436 alternatively teaches each mount bracket to have a notch (above) defined in a longitudinal margin.

However, in all previous instances, Peng et al. '436 teaches the flat plate of each mount bracket to have a set of bores, but fails to specifically teach the flat plate of each mount bracket to have a *plurality* of sets of bores. It would have been obvious to one of ordinary skill in the art at the time the invention was made to have modified the flat plate of each mount bracket of Peng et al. '436 to have a *plurality* of sets of bores since doing so would be seen as simply a duplication of parts. See *In re Harza*, 274 F.2d 669, 124 USPQ 378 (CCPA 1960).

Claims 15-21 rejected under 35 U.S.C. 103(a) as being unpatentable over Peng et al. '436 in view of U.S. Patent number 2,621,357 to Stuman.

Peng et al. '436 teaches the previous inventions, and inherently teaches a method of mounting a flat panel display via the previously described mount, but fails to specifically teach mounting a plurality of flat panel displays via respective mounts. It would have been obvious to one of ordinary skill in the art at the time the invention was made to have mounted a plurality of flat panel displays via respective mounts since doing so would be seen as simply a duplication of parts. See *In re Harza*, 274 F.2d 669, 124 USPQ 378 (CCPA 1960).

Moreover, Peng et al. '436 teaches the previous invention, wherein each mount bracket has a plurality of sets of mounting bores that allows the flat panel display to be mounted thereto via bolts (42), but fails to specifically teach each flat panel display to have a unique set of bores in registry with the bores of the mounting brackets. Nevertheless, Stuman '357 divulges a method of mounting a device (18) to a mounting bracket (13) via bolts (24) and aligned bores (21 and the holes which the bolts are inherently screwed into). It would have been obvious to one of ordinary skill in the art at the time the invention was made to have modified the bolts (42) so as to be screwed into bores in a section (41) of the flat panel display in order to quickly allow for replacement of a damaged bolt in addition to allowing for bolt heads of various sizes to be utilized with the flat panel display.

### *Response to Arguments*

Applicant's arguments filed March 7, 2005 have been fully considered but they are not persuasive.

Applicant's arguments with respect to claims 1-21 have been considered but are moot in view of the new ground(s) of rejection.

*Conclusion*

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

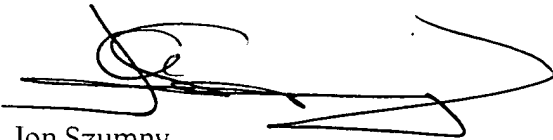
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jon A Szumny whose telephone number is (703) 306-3403 and (571) 272-6824 after April 7, 2005. The examiner can normally be reached on Monday-Friday 8-4.

The fax phone number for the organization where this application and proceeding are assigned is (703) 872-9306.

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Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-1113 and (571) 272-3600 after April 7, 2005.

A handwritten signature in black ink, appearing to read 'Jon Szumny', with a stylized flourish extending to the right.

Jon Szumny  
Patent Examiner  
Technology Center 3600  
Art Unit 3632  
March 18, 2005